

**ENTERED**

October 07, 2022

Nathan Ochsner, Clerk

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

OBEL CRUZ-GARCIA,

Petitioner,

v.

BOBBY LUMPKIN,  
Director, Texas Department of  
Criminal Justice, Correctional  
Institutions Division

Respondent.

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CIVIL ACTION NO. H-17-3621

**AMENDED SCHEDULING ORDER**

The petitioner, Obel Cruz-Garcia, filed a motion for an evidentiary hearing and motion for discovery in July 2022. (Docket Entry Nos. 74, 75). The court recently granted a motion extending the time for the respondent, Bobby Lumpkin, to file a response to the pending motions and his answer to Cruz-Garcia's federal habeas petition. (Docket Entry No. 81). Lumpkin has filed an unopposed Motion to Reconsider Order Granting, in Part, Motion to Amend Scheduling Order. (Docket Entry No. 82). The court grants the latest motion in part, and will grant no additional extensions.

Accordingly, the court amends the scheduling order as follows:

1. On or before **October 17, 2022**, Lumpkin must file his responsive pleading to the Cruz-Garcia's motions for an evidentiary hearing and discovery.
2. On or before **November 1, 2022**, Lumpkin must file his answer to the second amended petition.

3. Cruz-Garcia must file his reply to the answer, his reply to any dispositive motion, and his reply in support of his motions for an evidentiary hearing and discovery on or before **December 16, 2022**.

The Clerk shall enter this Order and provide a copy to the parties.

SIGNED on October 7, 2022, at Houston, Texas.

A handwritten signature in black ink, reading "Lee H. Rosenthal". The signature is fluid and cursive, with a large, sweeping loop at the end of the last name.

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Lee H. Rosenthal  
Chief United States District Judge